



MINUTES OF: LEBANON CITY COUNCIL

Date: JANUARY 26, 2016

Council of the City of Lebanon met in regular session on January 26, 2016 in the Council Chambers. The meeting was called to order at 7:00 p.m. with the following members present; Messrs: Dearie, Messer, Aylor, Kaiser, and Mayor Brewer. Also present was City Manager, Pat Clements, City Auditor, Sharee' Dick, City Attorney, Mark Yurick and Deputy City Manager, Scott Brunka.

Motion to excuse Mrs. Monroe and Mr. Norris from this evenings meeting was made by Mr. Kaiser seconded by Mr. Aylor. Mayor Brewer asked for a show of hands, all were in favor.

The JROTC Color Guard presented the Colors and everyone said the Pledge of Allegiance. The invocation was given by Vice Mayor Messer.

At this time Mayor Brewer asked for consideration of Council minutes for the January 5th work session meeting. Motion to adopt the minutes as submitted was made by Mr. Dearie seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor. Motion to correct the January 20th work session minutes to reflect Mr. Kaiser's consulting role with WCHS was made by Mr. Aylor seconded by Mr. Messer. Motion to adopt the minutes as corrected was made by Mr. Aylor seconded by Mr. Messer. Roll call vote to adopt was as follows: Mr. Aylor, yes Mr. Messer, abstained; Mayor Brewer, yes; Mr. Kaiser, yes; Mr. Dearie, abstained. Motion to adopt the January 12th regular meeting was made by Mr. Dearie seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

Mayor Brewer asked the City Attorney to state the purpose of the Public Hearing. Mr. Yurick stated the public hearing was for the Rezoning of N. Sycamore parcels from R-1U to CBD. Mr. Dearie seconded by Mr. Aylor motioned to open the floor for the public hearing. There being no speakers regarding the public hearing, Mr. Aylor seconded by Mr. Dearie made motion to close the public hearing.

**Ordinance 2016-002** An Ordinance amending Chapter 1325 of the Codified Ordinances relating to Additions, Insertions, and Changes to the 2009 International Property Maintenance Code was read in title only by the City Attorney. This legislation will approve updates to Section 1325.01 of the City's Codified Ordinances providing for the addition to the City's Property Maintenance Code of a prohibition on damaging plant encroachments. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-002 was made by Mr. Messer seconded by Mr. Dearie. Mr. Kaiser voiced his opposition stating this was not the City's responsibility but a civil matter. Roll call vote to adopt was as follows: Mr. Kaiser, no; Mr. Dearie, yes; Mr. Aylor, yes; Mr. Messer, yes; Mayor Brewer, yes.

**Ordinance No. 2016-006** An Ordinance authorizing the City Manager to execute a Collective Bargaining Agreement with the International Brotherhood of Electrical Workers AFL-CIO-CLC and Local Union No. 648, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a 3-year collective bargaining agreement with the IBEW Local 648 labor union representing members of the Electric Division. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-006 was made by Mr. Aylor seconded by Mr. Dearie. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2016-007** An Ordinance amending Chapter 133 of the Codified Ordinances providing for Employment Provisions was read in title only by the City Attorney. This legislation will approve updates to Section 133.02 of the City's Codified Ordinances (Approved positions and titles and allocation to grades) eliminating the position titles of Executive Secretary to the City Manager, Grade 6, and Marketing and Media Relations Coordinator, Grade 6. Mr. Clements explained the legislation. Mr. Dearie seconded by Mr. Messer made motion for this legislation to receive a first reading.

**Resolution No. 2016-008** A Resolution approving the City of Lebanon's Civic Donation Program Allocation for 2016 was read in title only by the City Attorney. This legislation will approve the 2016 Civic Donation Program Allocations. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2016-008 was made by Mr. Kaiser seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

**Resolution No. 2016-009** A Resolution approving the City of Lebanon's Civic Donation Program Allocation for 2016 the Warren County Historical Society was read in title only by the City Attorney. This legislation approves the Civic Donation Program allocation for the Warren County Historical Society in the amount of \$15,000 in utility service credit. Mr. Clements explained the legislation. Motion to recue Mr. Kaiser from the vote was made by Mr. Messer seconded by Mr. Aylor. Motion to adopt Resolution No. 2016-009 was made by Mr. Dearie seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

**Resolution No. 2016- 010** A Resolution approving the provision of City Services in support of various Special Events was read in title only by the City Attorney. This legislation will approve the provision of City services to support various 2016 special events at a total cost not to exceed \$40,000. Mr. Clements explained the legislation. Motion to adopt Resolution No. 2016-010 was made by Mr. Kaiser seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2016-011** An Ordinance providing for the Issuance of Municipal Services Facility not to exceed \$2 Million Bonds, Series 2016, by the City of Lebanon, Ohio, and declaring an emergency was read in title only by the City Attorney. This legislation will approve the issuance of General Obligation Bonds in the amount of \$2 million for the construction of the Municipal Service Facility that was completed in 2015. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-011 was made by Mr. Aylor seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2016-012** An Ordinance providing for the Issuance of not to exceed \$1 Million Sewer Improvement Bond Anticipation Notes, Series 2013, Third (2016) Renewal, by the City of Lebanon, Ohio, in Anticipation of the Issuance of Bonds of the City and declaring an emergency was read in title only by the City Attorney. This legislation will approve the renewal of the \$1 million Sewer Improvement Bond Anticipation Notes issued in 2013 to perform the Kingsview Industrial Park Sewer Improvement Project. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-012 was made by Mr. Dearie seconded by Mr. Messer. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2016-013** An Ordinance providing for the Issuance of not to exceed \$3.6 Million Road Improvement Bond Anticipation Notes, Series 2016, by the City of Lebanon, Ohio, in Anticipation of the Issuance of Bonds of the City and declaring an emergency was read in title only by the City Attorney. This legislation will approve the issuance of \$3.6 million of Bond Anticipation Notes to support the Columbia Road Reconstruction Project to provide improved access to the City's southern industrial parks. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-013 was made by Mr. Messer seconded by Mr. Kaiser. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2016-014** An Ordinance providing for the Issuance of not to exceed \$4.6 Million Various Purpose Bond Anticipation Notes, Series 2016, by the City of Lebanon, Ohio, in Anticipation of the Issuance of Bonds of the City and declaring an emergency was read in title only by the City Attorney. This legislation will approve the issuance of \$4.6 million of Bond Anticipation Notes which combines the \$1 million Kingsview Industrial Park Sewer Improvement Project BAN and the \$3.6 million Columbia Rd Reconstruction Project BAN in anticipation of the future issuance of a bond that will be financed from the Tax Increment Financing Fund. Mr. Clements explained the legislation. Motion to adopt Ordinance No. 2016-014 was made by Mr. Dearie seconded by Mr. Aylor. Roll call vote to adopt was unanimous in favor.

**Ordinance No. 2016-015** An Ordinance to approve the Record Plan for the final Plat of South Park Section 2 was read in title only by the City Attorney. This legislation will approve the replat of 436 Ward St to combine 2 lots into a single 0.22 acre lot of record, as recommended by the Planning Commission. Mr. Clements explained the legislation. Mr. Kaiser seconded by Mr. Messer made motion for this legislation to receive a first reading.

**Ordinance No. 2016-016** An Ordinance amending the Zoning Map from R-1U to CBD was read in title only by the City Attorney. This legislation will approve the rezoning of two parcels on North Sycamore from R-1U to CBD to facilitate the LCNB Corporate Offices Redevelopment Project, as recommended by Planning Commission. Mr. Clements explained the legislation. Mr. Dearie seconded by Mr. Messer made motion for this legislation to receive a first reading.

**Ordinance No. 2016-017** An Ordinance approving an Employment Agreement with Mark S. Yurick, City Attorney, and declaring an emergency was read in title only by the City Attorney. This legislation will approve a 6-year employment agreement with Mark S. Yurick to serve as the City Attorney. Mr. Yurick explained the legislation and advised this legislation would be on Council's work session agenda for further discussion and adoption. Mr. Kaiser seconded by Mr. Dearie made motion for this legislation to receive a first reading.

Mayor Brewer asked for the City Manager's report. Mr. Clements advised the next work session would be February 2nd, the next regular Council meeting would be February 9th and he reminded everyone the Main Street Lebanon (HDLI) Annual meeting would be at the Golden Lamb on January 28th at 6:00 p.m.

There being no further business to come before this Council motion to adjourn the meeting was made by Mr. Dearie seconded by Mr. Kaiser. Roll call vote to adjourn was unanimous in favor. The meeting was adjourned at 7:20 p.m.

Passed: **FEBRUARY 9, 2016**

  
Clerk

  
Mayor